IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2607 of 1992

For Approval and Signature:

HON'BLE MR.JUSTICE K.S.JHAVERI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

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RAJESH R UPADHYAY

Versus

G L REXROTH INDUSTRIES LTD

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Appearance:

1. Special Civil Application No. 2607 of 1992

MR TR MISHRA for Petitioner No. 1

MR KK NANAVATI for NANAVATI ASSOCIATES for Respondent

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CORAM : HON'BLE MR.JUSTICE K.S.JHAVERI

Date of decision: 01/09/2004

ORAL JUDGEMENT

1.0, The petitioner by way of this petition has challenged the judgment and award of the Labour Court dated 30th April, 1991 in Reference [L.C.A.] No. 1461 of

1980, whereby the Labour Court has directed the respondent Company to pay 75% backwages by way of stipend, and denied reinstatement in the service of the respondent Company.

2.0. Having gone through the judgment and award passed by the Labour Court in Reference [L.C.A.] No. 1461 of 1980, dated 30th April, 1991, as also the findings and conclusion arrived at by the Labour Court, I am satisfied that the award passed by the Labour Court is quite just and proper, which does not warrant my interference in this petition. Hence, the petition stands dismissed. Rule is discharged with no order as to costs.

[K.S. JHAVERI, J.]

/phalguni/